

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 11TH JULY 2007 / 20TH ASHADHA 1929

WP(C).No. 30460 of 2006(A)

OS.646/2005 of ADDL.M.C.,KOZHIKODE-II

**PETITIONERS: (DEFENDANTS NOS.2 TO 5 IN O.S.NO.646/2005 BEFORE
-----THE MUNSIF OF KOZHIKODE II A)**

- 1. STANLY MOSES, S/O.SAMUEL THOTTIYIL,
RESIDING AT CHEMBAKASSERI,
MEETHAL, 28/3439, NELLICODE, CALICUT-16,
NELLICKODE AMSOM DESOM.**
- 2. JOY DAVID, S/O.SAMUEL THOTTIYIL,
RESIDING AT CHEMBAKASSERI,
MEETHAL, 28/3439, NELLICODE, CALICUT-16,
NELLICKODE AMSOM, DESOM.**
- 3. REJINA CRISTABLE,
D/O.SAMUEL THOTTIYIL,
RESIDING AT CHEMBAKASSERI,
MEETHAL, 28/3439, NELLICODE, CALICUT-16,
NELLICKODE AMSOM DESOM.**
- 4. NEENA GLADIS,
D/O.SAMUEL THOTTIYIL,
RESIDING AT CHEMBAKASSERI,
MEETHAL, 28/3439, NELLICODE, CALICUT-16,
NELLICKODE AMSOM DESOM.**

**BY ADV. SRI.P.T.MOHANKUMAR
SRI.A.AHZAR**

WPC.NO.30460/2006A

**RESPONDENTS: (PLAINTIFFS IN O.S.646/2005 BEFORE THE MUNSIF
----- OF KOZHIKODE II A):**

- 1. MATTAYI SURENDRAN, S/O.KAMALAKSHI AMMA,
MATTAYI HOUSE, NELLICKODE,
KOZHIKODE.**
- 2. MATTAYI RADHA, D/O.KAMALAKSHI AMMA,
RESIDING AT DO. DO.**
- 3. MATTAYI SHOBHANA,
D/O.KAMALAKSHI AMMA,
RESIDING AT DO. DO.**
- 4. MATTAYI PRAKASAN,
D/O.KAMALAKSHI AMMA,
RESIDING AT DO. DO.**
- 5. PASTRATE COMMITTEE,
CSI CHURCH, PUTHIYARA,
CALICUT, REP. BY ITS CHAIRMAN,
KOTTOOLI AMSOM, PARAYANCHERI DESOM,
KOZHIKODE TALUK.**

**BY ADV. SRI.V.K.BALACHANDRAN
SRI.S.SHYAM**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 11/07/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

PIUS C. KURIAKOSE, J.

.....
W.P.(C)No.30460 OF 2006
.....

DATED THIS THE 11th JULY, 2007

J U D G M E N T

The registry reports that the final hearing of O.S.No.646 of 2005 was completed on 8.12.2006 and that the case was posted for judgment to 14.12.2006.

2. The learned counsel for respondents 1 to 4 submits that as a matter of fact the judgment was delivered decreeing the suit. The Writ Petition has obviously become infructuous and the same will stand dismissed on that basis.

(PIUS C.KURIAKOSE, JUDGE)

tgl

WP(C)N0.